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EXECUTIVE ORDER

REVOCATION OF EXECUTIVE ORDERS NO. 6122 OF MAY 2, 1933, AND NO. 6266 OF SEPTEMBER 6, 1933, WITHDRAWING PUBLIC LANDS

Colorado

By virtue of and pursuant to the authority vested in me by the act of June 25, 1910, ch. 421, 36 Stat. 847, as amended by the act of August 24, 1912, ch. 369, 37 Stat. 497, Executive Orders No. 6122 of May 2, 1933, and No. 6266 of September 6, 1933, withdrawing public lands in T. 1 S., R. 83 W., and T. 1 S., R. 84 W. of the sixth principal meridian, Colorado, respectively, pending a resurvey, are hereby revoked.

This order shall become effective upon the date of the official filing of the plats of resurvey of said townships.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
December 11, 1936.

[No. 7506]

[F. R. Doc. 3830—Filed, December 14, 1936; 2:31 p. m.]

EXECUTIVE ORDER

REVOCATION OF EXECUTIVE ORDER NO. 6075, OF MARCH 15, 1933, WITHDRAWING PUBLIC LANDS

Colorado

By virtue of and pursuant to the authority vested in me by the act of June 25, 1910, ch. 421, 36 Stat. 847, as amended by the act of August 24, 1912, ch. 369, 37 Stat. 497, Executive Order No. 6075 of March 15, 1933, withdrawing public lands in T. 12 S., R. 68 W. of the sixth principal meridian, Colorado, pending a resurvey, is hereby revoked.

This order shall become effective upon the date of the official filing of the plat of resurvey of said township.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
Dec. 11, 1936.

[No. 7507]

[F. R. Doc. 3827—Filed, December 14, 1936; 2:30 p. m.]

EXECUTIVE ORDER

DESIGNATING CARRABELLE, FLORIDA, AS A CUSTOMS PORT OF ENTRY

By virtue of and pursuant to the authority vested in me by the act of August 1, 1914, 38 Stat. 609, 623 (U. S. C., Title 19, sec. 2), I hereby designate Carrabelle, Florida, as a customs port of entry in Customs Collection District No. 18 (Florida), effective this date.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
Dec. 11, 1936.

[No. 7508]

[F. R. Doc. 3828—Filed, December 14, 1936; 2:30 p. m.]

EXECUTIVE ORDER

ESTABLISHING THE FORT PECK GAME RANGE

Montana

By virtue of and pursuant to the authority vested in me as President of the United States and by the act of June 25, 1910, ch. 421, 36 Stat. 847, as amended by the act of August 24, 1912, ch. 369, 37 Stat. 497, and subject to the conditions therein expressed and to all valid existing rights, it is ordered that the following-described lands, insofar as title thereto is in the United States, be, and they are hereby, withdrawn from settlement, location, sale, or entry and reserved and set apart for the conservation and development of natural wildlife resources and for the protection and improvement of public grazing lands and natural forage resources: *Provided*, That nothing herein contained shall restrict prospecting, locating, developing, mining, entering, leasing, or patenting the mineral resources of the lands under the applicable laws: *Provided further*, That any lands within the described area which are otherwise withdrawn or reserved will be affected hereby only insofar as may be consistent with the uses and purposes for which such prior withdrawal or reservation was made: *And provided further*, That upon the termination of any private right to, or appropriation of, any public lands within the exterior limits of the area included in this order, or upon the revocation of prior withdrawals unless expressly otherwise provided in the order of revocation, the lands involved shall become part of this preserve.

MONTANA PRINCIPAL MERIDIAN

T. 21 N., R. 23 E., secs. 1 to 18, inclusive.
 T. 22 N., R. 23 E., all.
 T. 21 N., R. 24 E., secs. 1 to 18, inclusive.
 T. 22 N., R. 24 E., all.
 T. 21 N., R. 25 E., secs. 1 to 18, inclusive.
 T. 22 N., R. 25 E., all.
 Tps. 21 and 22 N., R. 26 E., all.
 T. 21 N., R. 27 E., secs. 1 to 25, inclusive.
 T. 22 N., R. 27 E., all.
 T. 21 N., R. 28 E., secs. 1 to 23, inclusive, and secs. 26 to 30, inclusive.
 T. 22 N., R. 28 E., secs. 5 to 8, inclusive, and secs. 13 to 36, inclusive.
 T. 18 N., R. 29 E., secs. 1, 2, 11, 12, and 13.
 T. 19 N., R. 29 E., secs. 1, 2, and 3, secs. 10 to 15, inclusive, secs. 22 to 27, inclusive, and secs. 34, 35, and 36.
 T. 20 N., R. 29 E., secs. 1, 2, and 3, secs. 10 to 15, inclusive, secs. 22 to 27, inclusive, and secs. 34, 35, and 36.
 T. 21 N., R. 29 E., secs. 1 to 18, inclusive, secs. 21 to 28, inclusive, and secs. 33 to 36, inclusive.
 T. 22 N., R. 29 E., secs. 31 to 36, inclusive.
 T. 18 N., R. 30 E., secs. 4, 5, and 6.
 T. 19 N., R. 30 E., secs. 1 to 11, inclusive, secs. 15 to 22, inclusive, and secs. 28 to 33, inclusive.
 T. 20 N., R. 30 E., all.
 T. 21 N., R. 30 E., secs. 1, 12, and 13, and secs. 19 to 36, inclusive.
 T. 22 N., R. 30 E., secs. 1, 12, 13, 24, 25, and 36.
 T. 23 N., R. 30 E., secs. 25 and 36.
 T. 20 N., R. 31 E., secs. 1 to 8, inclusive, secs. 17 to 20, inclusive, and secs. 29 to 32, inclusive.
 Tps. 21 and 22 N., R. 31 E., all.
 T. 23 N., R. 31 E., secs. 25 to 36, inclusive.
 T. 21 N., R. 32 E., secs. 1 to 12, inclusive, secs. 16 to 19, inclusive, and secs. 30 and 31.
 T. 22 N., R. 32 E., all.
 T. 21 N., R. 33 E., secs. 1 to 6, inclusive, secs. 9 to 16, inclusive.
 T. 22 N., R. 33 E., all.
 T. 23 N., R. 33 E., secs. 35 and 36.
 T. 21 N., R. 34 E., secs. 6, 7, and 18.
 T. 22 N., R. 34 E., all.
 T. 23 N., R. 34 E., secs. 22 to 36, inclusive.
 T. 22 N., R. 35 E., all.
 T. 23 N., R. 35 E., secs. 19 to 36, inclusive.
 T. 21 N., R. 36 E., secs. 1, 2, 3, 10, 11, and 12.
 T. 22 N., R. 36 E., all.
 T. 23 N., R. 36 E., secs. 1, 12, 13, and secs. 19 to 36, inclusive.
 T. 21 N., R. 37 E., secs. 1 to 17, inclusive.
 Tps. 22 and 23 N., R. 37 E., all.
 T. 21 N., R. 38 E., secs. 2 to 11, inclusive, and secs. 14 to 18, inclusive.
 T. 22 N., R. 38 E., secs. 1 to 24, inclusive, and secs. 26 to 35, inclusive.
 T. 23 N., R. 38 E., all.
 T. 24 N., R. 38 E., secs. 25 to 28, inclusive, and secs. 33 to 36, inclusive.
 T. 22 N., R. 39 E., secs. 1 to 20, inclusive.
 Tps. 23 and 24 N., R. 39 E., all.
 T. 25 N., R. 39 E., secs. 1 to 4, inclusive, secs. 9 to 16, inclusive, secs. 21 to 28, inclusive, and secs. 33 to 36, inclusive.
 T. 26 N., R. 39 E., secs. 21 to 28, inclusive, and secs. 33 to 36, inclusive.
 T. 22 N., R. 40 E., secs. 1 to 9, inclusive, and secs. 16, 17, and 18.
 Tps. 23, 24, and 25 N., R. 40 E., all.
 T. 26 N., R. 40 E., secs. 19 to 36, inclusive.
 T. 23 N., R. 41 E., sec. 6, all.
 T. 24 N., R. 41 E., secs. 1 to 16, inclusive, secs. 18, 19, 23, 24, 25, 30, 31, and 36.
 T. 25 N., R. 41 E., all.
 T. 26 N., R. 41 E., secs. 1, 2, and 3, and secs. 10 to 36, inclusive.
 T. 20 N., R. 42 E., sec. 1, secs. 11 to 14, inclusive, and secs. 23 to 26, inclusive.
 T. 21 N., R. 42 E., secs. 1 and 2, secs. 11 to 14, inclusive, secs. 23 to 26, inclusive, and secs. 35 and 36.
 T. 22 N., R. 42 E., secs. 1 to 4, inclusive, secs. 9 to 16, inclusive, secs. 21 to 28, inclusive, and secs. 34, 35, and 36.
 T. 23 N., R. 42 E., secs. 1 to 29, inclusive, and secs. 33 to 36, inclusive.
 T. 24 N., R. 42 E., secs. 5 to 11, inclusive, and secs. 14 to 36, inclusive.
 T. 25 N., R. 42 E., secs. 4 to 10, inclusive, secs. 15 to 19, inclusive, and secs. 30 and 31.
 T. 26 N., R. 42 E., secs. 5 to 8, inclusive, secs. 17 to 20, inclusive, and secs. 29 to 33, inclusive.
 T. 20 N., R. 43 E., secs. 5 to 8, inclusive, and secs. 17 and 18.
 T. 21 N., R. 43 E., secs. 2 to 11, inclusive, secs. 14 to 23, inclusive, and secs. 26 to 32, inclusive.
 T. 22 N., R. 43 E., secs. 4 to 9, inclusive, secs. 16 to 21, inclusive, and secs. 27 to 35, inclusive.
 T. 23 N., R. 43 E., secs. 5 to 8, inclusive, secs. 16 to 21, inclusive, and secs. 28 to 33, inclusive.
 T. 24 N., R. 43 E., secs. 19 and 20, and secs. 29 to 32, inclusive.

This range or preserve, insofar as it relates to conservation and development of wildlife, shall be under the joint jurisdiction of the Secretaries of the Interior and Agriculture,

and they shall have power jointly to make such rules and regulations for its protection, administration, regulation, and improvement, and for the removal and disposition of surplus game animals, as they may deem necessary to accomplish its purposes, and the range or preserve, being within grazing districts duly established pursuant to the provisions of the act of June 28, 1934, ch. 865, 48 Stat. 1269, as amended by the act of June 26, 1936, Public No. 827, 74th Congress, shall be under the exclusive jurisdiction of the Secretary of the Interior, so far as it relates to the public grazing lands and natural forage resources thereof: *Provided, however,* That the natural forage resources therein shall be first utilized for the purpose of sustaining in a healthy condition a maximum of four hundred thousand (400,000) sharp-tail grouse, and one thousand five hundred (1,500) antelope, the primary species, and such nonpredatory secondary species in such numbers as may be necessary to maintain a balanced wildlife population, but in no case shall the consumption of forage by the combined population of the wildlife species be allowed to increase the burden of the range dedicated to the primary species: *Provided further,* That all the forage resources within this range or preserve shall be available, except as herein otherwise provided with respect to wildlife, for domestic livestock under rules and regulations promulgated by the Secretary of the Interior under the authority of the aforesaid act of June 28, 1934, as amended: *And provided further,* That land within the exterior limits of the area herein described, acquired and to be acquired by the United States for the use of the Department of Agriculture for conservation of migratory birds and other wildlife, shall be and remain under the exclusive administration of the Secretary of Agriculture and may be utilized for public grazing purposes only to such extent as may be determined by the said Secretary to be compatible with the utilization of said lands for the purposes for which they were acquired as aforesaid under regulations prescribed by him.

The reservation made by this order supersedes as to the above-described lands the temporary withdrawal for classification and other purposes made by Executive Order No. 6910 of November 26, 1934, as amended.

This preserve shall be known as the Fort Peck Game Range.

FRANKLIN D. ROOSEVELT

THE WHITE HOUSE,

Dec. 11, 1936.

[No. 7509]

[F. R. Doc. 3825—Filed, December 14, 1936; 2:30 p. m.]

 EXECUTIVE ORDER

ESTABLISHING LENORE LAKE MIGRATORY BIRD REFUGE

Washington

By virtue of and pursuant to the authority vested in me as President of the United States and by the act of June 25, 1910, ch. 421, 36 Stat. 847, as amended by the act of August 24, 1912, ch. 369, 37 Stat. 497, and in order to effectuate further the purposes of the Migratory Bird Conservation Act (45 Stat. 1222), it is ordered that the following-described public lands, comprising 6,159.40 acres, in Washington, be, and they are hereby, withdrawn from settlement, location, sale, or entry, and reserved and set apart for the use of the Department of Agriculture, subject to valid existing rights, as a refuge and breeding ground for migratory birds and other wildlife:

WILLAMETTE MERIDIAN

T. 22 N., R. 26 E.,
 sec. 2, SE $\frac{1}{4}$ NE $\frac{1}{4}$;
 T. 23 N., R. 26 E.,
 sec. 1, all;
 sec. 2, lots 1 and 5, SE $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 sec. 11, lots 1 to 4, inclusive, S $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and SW $\frac{1}{4}$ SW $\frac{1}{4}$;
 sec. 12, lots 1 to 4, inclusive, NE $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 sec. 13, lot 1, NE $\frac{1}{4}$ NW $\frac{1}{4}$, S $\frac{1}{2}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, and SW $\frac{1}{4}$ SW $\frac{1}{4}$;

T. 23 N., R. 26 E.—Continued.
 sec. 14, lots 1, 2, 3, 4, 5, and 7, NW $\frac{1}{4}$ NW $\frac{1}{4}$, and NW $\frac{1}{4}$ SW $\frac{1}{4}$;
 sec. 22, NE $\frac{1}{4}$ NE $\frac{1}{4}$.
 sec. 23, lots 2, 3, 6, and 7;
 sec. 24, NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, and NW $\frac{1}{4}$ SW $\frac{1}{4}$;
 sec. 25, E $\frac{1}{2}$ W $\frac{1}{2}$;
 sec. 26, lots 2, 3, 6, and 7;
 sec. 27, SE $\frac{1}{4}$ NE $\frac{1}{4}$, and NE $\frac{1}{4}$ SE $\frac{1}{4}$;
 T. 23 N., R. 27 E.
 sec. 6, lots 1 to 6, inclusive, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
 T. 24 N., R. 27 E.
 sec. 2, SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 sec. 10, lots 2 and 3, NE $\frac{1}{4}$, NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and SW $\frac{1}{4}$ SW $\frac{1}{4}$;
 sec. 11, NW $\frac{1}{4}$ NW $\frac{1}{4}$;
 sec. 14, all;
 sec. 15, lots 3, 4, and 5, NW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 sec. 17, SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 sec. 20, lots 1 to 4, inclusive, NW $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, and NE $\frac{1}{4}$ SW $\frac{1}{4}$;
 sec. 21, lots 1, 2, and 4, NE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, and SE $\frac{1}{4}$;
 sec. 22, E $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, and lot 1;
 sec. 28, NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, and SW $\frac{1}{4}$;
 sec. 29, lots 2 and 3;
 sec. 30, lot 4, SE $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 sec. 31, lot 1 and SE $\frac{1}{4}$ SE $\frac{1}{4}$;
 sec. 32, SW $\frac{1}{4}$ SW $\frac{1}{4}$ and SW $\frac{1}{4}$ SE $\frac{1}{4}$;
 sec. 33, SW $\frac{1}{4}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ NW $\frac{1}{4}$.

Certain of the above-described lands have been withdrawn for use in the development of the Columbia Basin Reclamation Project and are primarily under the jurisdiction of the Department of the Interior; and the reservation herein made of such lands shall be subject to the use thereof by the said Department for reclamation development and incidental purposes.

The reservation made by this order supersedes the withdrawals made by Executive Orders No. 5818 of March 10, 1932, and No. 6964 of February 5, 1935, as amended, in so far as such withdrawals affect the above-described lands.

This refuge shall be known as the Lenore Lake Migratory Bird Refuge.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
 December 11, 1936.

[No. 7510]

[F. R. Doc. 3831—Filed, December 14, 1936; 2:31 p. m.]

EXECUTIVE ORDER

PARTIAL REVOCATION OF EXECUTIVE ORDER NO. 5603 OF APRIL 20, 1931, WITHDRAWING PUBLIC LANDS

Wyoming

By virtue of and pursuant to the authority vested in me by the act of June 25, 1910, ch. 421, 36 Stat. 847, as amended by the act of August 24, 1912, ch. 369, 37 Stat. 497, Executive Order No. 5603 of April 20, 1931, withdrawing, together with other lands, public lands in T. 41 N., R. 83 W. of the sixth principal meridian, Wyoming, pending resurvey, is hereby revoked as to said township.

This order shall become effective upon the date of the official filing of the plat of resurvey of said township.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE,
 December 11, 1936.

[No. 7511]

[F. R. Doc. 3826—Filed, December 14, 1936; 2:30 p. m.]

DEPARTMENT OF THE INTERIOR.

National Park Service.

GLACIER NATIONAL PARK

TIMBER DISPOSAL REGULATIONS

The disposal of fuel wood, poles, and other forest products in Glacier National Park by sale to individuals is permitted only where such disposal will be of benefit to the stand of

timber through the reduction of existing fire hazards. In no instance will the cutting of green timber be permitted for use by the public excepting on road right-of-way clearing projects where such timber may be made available.

All deadwood operations in Glacier National Park are subject to the following regulations, issued under the authority of the Act of August 25, 1916 (39 Stat. 535), and the Act of May 11, 1910 (36 Stat. 354), and the Act of August 22, 1914 (38 Stat. 699):

1. All deadwood permits shall be issued and approved in writing through the superintendent's office prior to the initiation of any cutting activities. Application for such permits should be made to the district ranger.

2. All wood cut shall be utilized to a 4-inch diameter unless rotten. All butt logs shall be utilized by the permittee regardless of size.

3. Stump heights shall not exceed 12 inches on any side for trees 12 inches and over in diameter. The stump height shall not exceed the diameter of the tree for trees under 12 inches in diameter. This rule applies in all instances with the exception of operations being conducted within sight of roadways, trails used by the public or fishing streams, where all stumps shall be cut even with the ground.

4. No cutting of dead topped or other partially green trees will be permitted unless marked by the district ranger.

5. Damage resulting to forest reproduction from deadwood operations shall be kept at a minimum. Any unnecessary damage to forest reproduction or green trees or any violation of these regulations will, at the discretion of the superintendent, result in the cancellation of the permit and the forfeiture of all bonds given to guarantee the fulfillment of the contract, and all moneys theretofore paid by the permittee, as part of the purchase price or otherwise, shall be retained as liquidated damages.

6. When products are susceptible of being classed at different prices they shall be paid for at the highest price.

7. In every instance where trees are cut into more than one pole the butt pole shall be of the longest commercial length.

8. When cedar trees cut for poles have butts which are not suitable for inclusion in the poles but are suitable for posts, such butt material shall be worked into posts.

9. All cedar timber cut for shingles shall be measured in board feet, using the Scribner "Decimal C" log rule.

10. All sawlogs will be measured in board feet, using the Scribner "Decimal C" log rule.

11. All fuel wood will be measured in cords.

12. Brush disposal will be made in accordance with the brush disposal regulations.

13. Forest material obtained on a free permit must not be sold. The permittee must sign a statement to the effect that such forest material will not be sold to anyone and that it will not be used for the construction of buildings or other improvements on privately owned lands in Glacier National Park.

14. Free permits will be issued for deadwood included in designated cleanup and fire hazard reduction areas where such operations will not interfere with National Park Service activities and will not adversely affect the vegetation or protection of the area.

15. Permittees are subject to charge, in accordance with the approved price lists at the time of issuance of permits, for all wood obtained outside designated cleanup and fire hazard reduction areas.

16. All wood cutting permits may be suspended when weather conditions, such as heavy snows or the sudden occurrence of periods of fire danger, or other conditions or considerations, make wood cutting operations undesirable for the best interests of the Government.

17. All permittees are subject to the Rules and Regulations governing the use of Glacier National Park.

Brush Disposal.

The following rules shall govern brush disposal in Glacier National Park:

1. In no case will anyone attempt to burn brush without first securing a permit in writing from the district ranger in whose district the burning is to be done.

2. All brush resulting from cutting of dead timber in green stands will be lopped and scattered so as to lie flat on the ground unless such disposal shall, in the judgment of the park officer in charge, increase the fire hazard, in which case such brush shall be piled and burned.

3. All brush resulting from dead timber operations in old burns shall be piled and burned with care taken to avoid injury to reproduction. In some instances, upon the approval of the Chief Ranger or his representative, the disposal of such brush may be made by lopping and scattering.

4. The piling of brush in large piles will be avoided, where possible, unless such piles are made in large openings in the forest cover.

5. Piles to be burned in place, unless located in large openings in the forest cover, should not exceed six feet in diameter nor five feet in height. Windrow piling and burning shall be avoided and in no instance permitted without the approval of the Park Forester.

6. Piles which are not to be burned in place shall be placed where they are readily accessible for moving.

7. No piling shall be done on shoulders of roads or in ditches or along banks immediately adjacent to roads.

8. All permittees will be required to furnish men to burn the brush and clean up the area at such a time as will be designated by the National Park Service.

9. All permittees will be held accountable for their acts or the acts of their agents where regulations are disregarded.

10. Permits issued for either green timber or deadwood products on road right-of-way clearing shall not be subject to brush-disposal regulations.

Minimum price list for poles, posts, lumber, etc., cut from dead and down timber in Glacier National Park

Cedar products:

Cedar poles, 25 feet or less.	1/2¢ per lineal ft.
Cedar poles, 30 feet or over.	1¢ per lineal ft.
Cedar posts.	0.004¢ each.
Cedar stubs.	1/2¢ per lineal ft.
Cedar shakes.	82 per M. B. M.
Cedar saw timber.	81 per M. B. M.

Other products:

Cord wood.	0.50¢ per cord.
Split posts (other species), 7-foot.	0.002 each.
Poles (other than cedar).	1/2¢ per lineal ft.
Saw timber, western white pine.	82 per M. B. M.
Saw timber, other species.	81 per M. B. M.

All concessionaires operating under existing agreements with the Secretary of the Interior will be subjected to the clauses covering the use of timber, provided in their respective agreements.

Approved, December 5, 1936.

[SEAL]

OSCAR L. CHAPMAN,
Assistant Secretary of the Interior.

[F. R. Doc. 3832—Filed, December 15, 1936; 9:44 a. m.]

INTERSTATE COMMERCE COMMISSION.

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 30th day of November A. D. 1936.

[No. MC 2974]

APPLICATION OF O. I. M. TRANSIT CORPORATION FOR AUTHORITY
TO OPERATE AS A COMMON CARRIER

In the Matter of the Application of O. I. M. Transit Corporation, of Commerce Drive, Fort Wayne, Ind., for a Certificate of Public Convenience and Necessity (Form BMC 1), Authorizing Operation as a Common Carrier by Motor Vehicle in the Transportation of Commodities Generally, in Interstate Commerce, in the States of Ohio, Michigan, Indiana, and Illinois, over the Following Routes:

Route No. 1.—Between Fort Wayne, Ind., and Jackson, Mich.

Route No. 2.—Between Fort Wayne, Ind., and Kalamazoo, Mich.

Route No. 3.—Between Fort Wayne, Ind., and Jonesville, Mich.

Route No. 4.—Between Fort Wayne, Ind., and Lima, Ohio.

Route No. 5.—Between Fort Wayne, Ind., and Van Wert and/or St. Marys, Ohio.

Route No. 6.—Between Lima and Van Wert, Ohio.

Route No. 7.—Between Delphos and Van Wert, Ohio.

Route No. 8.—Between Ohio City and Mercer, Ohio.

Route No. 9.—Between Lima, Ohio, and Chicago, Ill.

A more detailed statement of route or routes (or territory) is contained in said application, copies of which are on file and may be inspected at the office of the Interstate Commerce Commission, Washington, D. C., or offices of the boards, commissions, or officials of the States involved in this application.

It appearing, That the above-entitled matter is one which the Commission is authorized by the Motor Carrier Act, 1935, to refer to an examiner:

It is ordered, That the above-entitled matter be, and it is hereby, referred to Examiner F. D. Binkley for hearing on the 7th day of January A. D. 1937, at 10 o'clock a. m. (standard time), at the U. S. Court Rooms, Fort Wayne, Ind., and for recommendation of an appropriate order thereon accompanied by the reasons therefor:

It is further ordered, That notice of this proceeding be duly given;

And it is further ordered, That any party desiring to be notified of any change in the time or place of the said hearing (at his own expense if telegraphic notice becomes necessary) shall advise the Bureau of Motor Carriers of the Commission, Washington, D. C., to that effect by notice which must reach the said Bureau within 10 days from the date of service hereof and that the date of mailing of this notice shall be considered as the time when said notice is served.

By the Commission, division 5.

[SEAL]

GEORGE B. McGINTY, Secretary.

[F. R. Doc. 3834—Filed, December 15, 1936; 12:13 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

United States of America—Before the Securities
and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 15th day of December A. D. 1936.

[File No. 43-21]

IN THE MATTER OF WASHINGTON AND SUBURBAN COMPANIES

NOTICE OF HEARING AND ORDER DESIGNATING TRIAL EXAMINER

A declaration having been duly filed with this Commission, by Washington and Suburban Companies, a registered holding company, pursuant to Section 7 of the Public Utility Holding Company Act of 1935, regarding the issue and sale of \$6,662,500 aggregate amount of promissory notes payable on demand; it appearing from said declaration that said notes are to be issued and sold at private sale to not more than four banks and to bear interest at a rate to be stated in a subsequent amendment to such declaration, and that the proceeds thereof are to be used for the purpose of redeeming and discharging, at the call price of 102 1/2, the 5 1/2 per centum Collateral Trust Gold Bonds of the declarant now outstanding in the principal amount of \$6,500,000:

It is ordered that such matter be set down for hearing on December 21, 1936, at eleven o'clock in the forenoon of that day, at Room 218, Securities and Exchange Building, 1778 Pennsylvania Avenue NW., Washington, D. C.; and

Notice of such hearing is hereby given to said party and to any interested State, State commission, State securities commission, municipality, and any other political subdivision of a State, and to any representative of interested consumers or security holders, and any other person whose participation in such proceeding may be in the public interest or for the

protection of investors or consumers. It is requested that any person desiring to be heard or to be admitted as a party to such proceeding shall file a notice to that effect with the Commission on or before December 19, 1936.

It is further ordered that Charles S. Moore, an officer of the Commission, be, and he hereby is, designated to preside at such hearing, and authorized to adjourn said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

Upon the completion of the taking of testimony in this matter, the officer conducting said hearing is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 3841—Filed, December 15, 1936; 12:44 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 10th day of December 1936.

[File No. 1-1867]

IN THE MATTER OF DOLPHIN PAINT & VARNISH COMPANY CLASS

A COMMON, NO PAR VALUE; CLASS B COMMON, NO PAR VALUE

ORDER DISMISSING PROCEEDING ON APPLICATION TO WITHDRAW SECURITIES FROM LISTING AND REGISTRATION

The Dolphin Paint & Varnish Company, pursuant to Section 12 (d) of the Securities Exchange Act of 1934, as amended, and Rule JD2 prescribed thereunder, having made application to withdraw 25,000 shares of its Class A Common Stock No Par Value and 50,000 shares of its Class B Common Stock No Par Value, from listing and registration on the Detroit Stock Exchange; and

The Commission, prior to the filing of said application, having instituted a proceeding, pursuant to Section 19 (a) (2) of said Act, as amended, to determine whether the registration on the Detroit Stock Exchange of said Class A and Class B stocks shall be suspended or withdrawn; and

The Commission, after holding a hearing in said proceeding, having determined that the registration of said Class A and Class B stocks on said exchange shall be withdrawn on the ground that the issuer has failed to comply with certain provisions of said Act, as amended, and the rules and regulations prescribed thereunder; and

It appearing to the Commission, in view of said determination, that it is unnecessary to take any further action in the above matter;

It is ordered, that the proceeding, based upon the application of the Dolphin Paint & Varnish Company to withdraw 25,000 shares of its Class A Common Stock No Par Value and 50,000 shares of its Class B Common Stock No Par Value, from listing and registration on the Detroit Stock Exchange, shall be and the same is hereby dismissed.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 3838—Filed, December 15, 1936; 12:43 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 14th day of December 1936.

¹ F. R. 1878, 1894.

[File No. 1-1335]

IN THE MATTER OF ST. LOUIS CAR COMPANY FIRST MORTGAGE 6% SINKING FUND GOLD BONDS, 7% CUMULATIVE PREFERRED STOCK, \$100 PAR VALUE, COMMON STOCK, \$10 PAR VALUE

ORDER DISMISSING PROCEEDINGS ON APPLICATION FOR WITHDRAWAL FROM LISTING AND REGISTRATION AND PERMITTING WITHDRAWAL OF APPLICATION FOR WITHDRAWAL FROM LISTING AND REGISTRATION

The St. Louis Car Company having made application to the Commission pursuant to Rule JD2 under the Securities Exchange Act of 1934, as amended, to withdraw from listing and registration on the St. Louis Stock Exchange its First Mortgage 6% Sinking Fund Gold Bonds, 7% Cumulative Preferred Stock, \$100 Par Value, and Common Stock, \$10 Par Value; and

The Commission having held a hearing on November 23, 1936,¹ pursuant to Commission Order of November 7, 1936, at the office of the Commission, Chicago, Illinois, before Henry Fitts, an Officer of the Commission; and

The Commission having subsequently received a request from the St. Louis Car Company to withdraw said application;

It is ordered, that said proceedings be and hereby are dismissed; and

It is further ordered, that the request for withdrawal of said application be and hereby is granted.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 3842—Filed, December 15, 1936; 12:44 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 14th day of December A. D. 1936.

[File No. 43-17]

IN THE MATTER OF THE KANSAS ELECTRIC POWER COMPANY

ORDER FIXING DATE FOR DECLARATION TO BECOME EFFECTIVE

The Kansas Electric Power Company, a subsidiary company of The Middle West Corporation, a registered holding company, having duly filed with this Commission a declaration, and an amendment thereto, pursuant to Section 7 of the Public Utility Holding Company Act of 1935, regarding the issue and sale by it of \$5,000,000 principal amount of First Mortgage Bonds, Series A, 3½%, due December 1, 1966; a hearing on said declaration, as amended, having been duly held after the appropriate notice; the record in this matter having been examined; and the Commission having made and filed its finding herein:

It is ordered that said declaration, as amended, be and become effective on December 14, 1936, on condition that the issue and sale of such bonds be effected in substantial compliance with all the terms and conditions of, and for the purposes represented by, said declaration, as amended; and

It is further ordered that, within 10 days after the issue or sale of any of said bonds, the declarant shall file with this Commission a certificate of notification, showing that such issue or sale has been effected in accordance with the condition imposed by this order.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 3840—Filed, December 15, 1936; 12:44 p. m.]

¹ F. R. 2071.

² F. R. 2310, 2380.

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 14th day of December A. D. 1936.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST IN THE L. F. McCURDY PERMIT FARM, FILED ON NOVEMBER 23, 1936, BY LANDOWNERS ROYALTIES COMPANY, RESPONDENT

ORDER FOR CONTINUANCE

The Securities and Exchange Commission, having been requested by its counsel for a continuance of the hearing in the above entitled matter,¹ which was last set to be heard at 2:00 o'clock in the afternoon of the 14th day of December 1936 at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and it appearing proper to grant the request;

It is ordered, pursuant to Rule VI of the Commission's Rules of Practice under the Securities Act of 1933, as amended, that the said hearing be continued to 10:00 o'clock in the forenoon of the 30th day of December 1936 at the same place and before the same trial examiner.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 3836—Filed, December 15, 1936; 12:43 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 10th day of December A. D. 1936.

[File No. 30-15]

IN THE MATTER OF THE APPLICATION OF THE NEVADA-CALIFORNIA ELECTRIC CORPORATION

ORDER OF THE COMMISSION

The Nevada-California Electric Corporation, a registered holding company, having made application, pursuant to Section 5 (d) of the Public Utility Holding Company Act of 1935, for an order declaring that it has ceased to be a holding company; notice and opportunity for hearing on said application having been duly given; the record in this matter having been duly considered; and the Commission having thereupon entered its findings and opinion on such application;

It is ordered, that The Nevada-California Electric Corporation has ceased to be and, at this time, is not a holding company. This order shall be effective as of the 10th day of December 1936.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 3837—Filed, December 15, 1936; 12:43 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission, held at its office in the City of Washington, D. C., on the 10th day of December 1936.

[File No. 1-1867]

IN THE MATTER OF DOLPHIN PAINT & VARNISH COMPANY CLASS A COMMON, NO PAR VALUE; CLASS B COMMON, NO PAR VALUE

ORDER WITHDRAWING REGISTRATION OF SECURITIES ON A NATIONAL SECURITIES EXCHANGE

The Commission having instituted a proceeding, pursuant to Section 19 (a) (2) of the Securities Exchange Act of 1934,

as amended, to determine whether the registration on the Detroit Stock Exchange of 25,000 shares of Class A Common Stock, No Par Value; and 50,000 shares of Class B Common Stock, No Par Value, of Dolphin Paint & Varnish Company shall be suspended or withdrawn; and

After appropriate notice,² a hearing having been held in this matter on October 26, 1936, in Chicago, Illinois; and

The Commission having found, based upon the evidence introduced at said hearing, that the issuer has failed to comply with the provisions of Section 12 (b) of said Act, as amended, and Rule JBI, Form 10 for Corporations and the Instructions supplemental thereto, prescribed under said Section, in that the issuer has failed to file with the Commission a certificate of an independent public or independent certified public accountant stating the accountant's opinion in respect of the profit and loss statement and the schedules required to be filed with said form or to file a statement of the opinion of said accountant as to the accounting principles and procedures followed by the issuer; and that the issuer has also failed to comply with Section 13 of said Act, as amended, and Rules KA1 and KA2, Form 10-K and the Instructions supplemental thereto, prescribed under said Section, in that the issuer has failed to file with the Commission its annual report for the year ending December 31, 1935; and

The Commission being of the opinion, in view of the failure of the issuer to comply in the above respects with the provisions of Title I of said Act, as amended, and the rules and regulations thereunder, that it is necessary and appropriate for the protection of investors to withdraw the registration of said Class A and Class B stocks on said exchange;

It is ordered, pursuant to Section 19 (a) (2) of the Securities Exchange Act of 1934, as amended, that the registration on the Detroit Stock Exchange of 25,000 shares of Class A Common Stock No Par Value and 50,000 shares of Class B Common Stock No Par Value, of Dolphin Paint & Varnish Company shall be, and the same is hereby, withdrawn, effective as of December 21, 1936.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, Secretary.

[F. R. Doc. 3839—Filed, December 15, 1936; 12:44 p. m.]

United States of America—Before the Securities and Exchange Commission

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 14th day of December A. D. 1936.

IN THE MATTER OF AN OFFERING SHEET OF A ROYALTY INTEREST IN THE OZARK-PORTMAN FARM, FILED ON DECEMBER 8, 1936, BY FIRST DEPENDABLE OIL CORP., RESPONDENT

SUSPENSION ORDER, ORDER FOR HEARING (UNDER RULE 340 (A)), AND ORDER DESIGNATING TRIAL EXAMINER

The Securities and Exchange Commission, having reasonable grounds to believe, and therefore alleging, that the offering sheet described in the title hereof and filed by the respondent named therein is incomplete or inaccurate in the following material respects, to wit:

In that in Item 7, Division II, it is represented that three horizons will possibly be found oil and/or gas bearing and possibly underlying the tract. In Item 8, none of the required information is given for two of these three horizons. There are two gas wells and two dry holes shown on the plat closer to the tract involved than the wells on which information is given in Item 8, and no information is given on these four wells.

It is ordered, pursuant to Rule 340 (a) of the Commission's General Rules and Regulations under the Securities Act of

¹ 1 F. R. 2389.

² 1 F. R. 2276.

³ 1 F. R. 1878, 1894.

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1933, as amended, that the effectiveness of the filing of said offering sheet be, and hereby is, suspended until the 13th day of January 1937 that an opportunity for hearing be given to the said respondent for the purpose of determining the material completeness or accuracy of the said offering sheet in the respects in which it is herein alleged to be incomplete or inaccurate, and whether the said order of suspension shall be revoked or continued; and

It is further ordered that Charles S. Lobingier, an officer of the Commission, be and hereby is designated as trial examiner to preside at such hearing, to continue or adjourn the said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, consider any amendments to said offering sheet as may be filed prior to the conclusion of the hearing, and require the production of any books, papers, corre-

spondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law; and

It is further ordered that the taking of testimony in this proceeding commence on the 28th day of December 1936 at 2:00 o'clock in the afternoon, at the office of the Securities and Exchange Commission, 18th Street and Pennsylvania Avenue, Washington, D. C., and continue thereafter at such times and places as said examiner may designate.

Upon the completion of testimony in this matter the examiner is directed to close the hearing and make his report to the Commission.

By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary.*

[F. R. Doc. 3835—Filed, December 15, 1936; 12:43 p. m.]